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IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH - CENTRAL DIVISION

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UNITED STATES OF AMERICA,

Plaintiff,

vs.

TRAVIS LEROY GLASKER,

Defendant.

**ORDER**

Case No. 2:03-CR-00245

Judge Dee V. Benson

Before the Court is Travis Leroy Glasker's motion to correct judgment under Fed.R.Crim.P. 36. Specifically, Mr. Glasker asks the Court to order that he be eligible for a one year sentence reduction upon his completion of a Residential Drug Abuse Program. Once a term of imprisonment has been imposed by the Court, however, it may only be modified upon motion by the Director of the Bureau of Prisons. 18 U.S.C. § 3582(c). Furthermore, the authority and discretion regarding whether a prisoner shall receive a reduced sentence upon completion of a Residential Drug Abuse Program resides with the Bureau of Prisons. *See Lopez v. Davis*, 531 U.S. 230, 244 (2001) (holding that Bureau of Prisons has discretion and authority to deny early release to category of prisoners whose current offense was a felony involving carrying, possession, or use of a firearm). Accordingly, the motion is dismissed for want of jurisdiction.

DATED this 30<sup>th</sup> day of September, 2007.



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Dee Benson  
United States District Judge